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A Limited Liability Partnership
2 Including Professional Corporations
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ABS-CBN CORPORATION,
8 ABS-CBN FILM PRODUCTIONS, INC.,
and ABS-CBN INTERNATIONAL
9

10 **IN THE UNITED STATES DISTRICT COURT**
11 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

12 ABS-CBN CORPORATION, a
13 Philippines corporation,
ABS-CBN FILM PRODUCTIONS,
14 INC. d/b/a Star Cinema, a Philippines
corporation, and ABS-CBN
15 INTERNATIONAL CORPORATION,
a California corporation,

16 Plaintiffs,

17 v.

18 JOHN DOES 1–10 inclusive
19 d/b/a,<,CINEPINOY.TF> a/k/a
<PINOYFLIX.TF>, and DOES 1-10
20 and/or XYZ Corporations 2-100,
inclusive,
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22 Defendants.
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Case No. 2:16-cv-07918-SVW-SS

**PLAINTIFFS' NOTICE OF
RELATED CASE**

Judge: Hon. Judge Stephen V. Wilson

Complaint Filed: October 24, 2016

1 PLEASE TAKE NOTE THAT Plaintiffs ABS-CBN Corporation, ABS-CBN
2 Film Productions, Inc., and ABS-CBN International (collectively “ABS-CBN”)
3 have filed a Notice of Related Case in the currently pending action in the Central
4 District of California: *ABS-CBN Corporation v. John Does 1–10 inclusive* d/b/a *the*
5 *individuals, partnerships, or business associations identified on Schedule “A,”*
6 inclusive, Case No. 2:16-cv-08031-PSG-JEM (the “Filikula Case”). A true and
7 correct copy of that Notice of Related Case is attached here to as **Exhibit 1**. It
8 advises that this case (the “Cinepinoy Case”) and the “Filikula Case” are related
9 because:

10 (1) The plaintiffs in both cases are the same and they arise out of closely
11 related events in that they both deal with websites knowingly and intentionally
12 advertising, promoting, distributing, and performing ABS-CBN’s copyrighted works
13 and using ABS-CBN’s trademarks without authorization. *See* Local Rule 83-
14 1.3.1(a).

15 (2) Both cases assert the same six causes of action relating to this infringing
16 conduct, and call for the determination of substantially similar issues of law and
17 fact. *Id.*, subd. (b).

18 (3) They both assert unlawful use of the same ABS-CBN trademarks and
19 overlapping copyrights. (*Id.*, subd. (d)):

20 (4) It would thus require substantial duplication of labor for the two cases to
21 be heard by separate judges. (*Id.*, subd. (c)).

22 The Notice of Related Case also requests that the Filikula Case be transferred
23 to the judge presiding over the first-filed Cinepinoy Case.

1 Dated: November 10, 2016

2 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

3 By /s/ Rebecca Edelson
4 REBECCA EDELSON

5 Attorneys for Plaintiffs
6 ABS-CBN CORPORATION, ABS-CBN
7 FILM PRODUCTIONS, INC. D/B/A STAR
8 CINEMA, and ABS-CBN INTERNATIONAL

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EXHIBIT 1

1 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP
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2 Including Professional Corporations
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10 **IN THE UNITED STATES DISTRICT COURT**
11 **FOR THE CENTRAL DISTRICT OF CALIFORNIA**

12 ABS-CBN CORPORATION, a
13 Philippines corporation, ABS-CBN
FILM PRODUCTIONS, INC. d/b/a
14 Star Cinema, a Philippines corporation,
and ABS-CBN INTERNATIONAL
15 CORPORATION, a California
corporation,

16 Plaintiffs,

17 v.

18 JOHN DOES 1–10 inclusive d/b/a THE
19 INDIVIDUALS, PARTNERSHIPS, OR
BUSINESS ASSOCIATIONS
20 IDENTIFIED ON SCHEDULE “A,”
inclusive,
21

22 Defendants.

Case No. 2:16-cv-08031-PSG-JEM

**PLAINTIFFS’ NOTICE OF
RELATED CASE**

Judge: Hon. Philip S. Gutierrez
Courtroom: 880 _____

Complaint Filed: October 27, 2016

Pursuant to Local Rules 83-1.3.1, Plaintiffs ABS-CBN Corporation, ABS-CBN Film Productions, Inc., and ABS-CBN International (collectively “ABS-CBN” or “Plaintiffs”) hereby submit this Notice of Related Case.

This action is related to the following case currently pending in the Central District of California: *ABS-CBN Corporation, et al. v. John Does 1–10 inclusive d/b/a, <,CINEPINOY.TF> a/k/a <PINOYFLIX.TF>, and Does 1-10 and/or XYZ Corporations 2-100, inclusive*, Case No. 2:16-cv-07918-SVW-SS (the “Cinepinoy Case”).

The Plaintiffs in this case and in the Cinepinoy Case are the same.

This case and the Cinepinoy Case both seek relief from piracy websites that knowingly and intentionally advertise, promote, distribute, and perform ABS-CBN’s copyrighted works using ABS-CBN’s trademarks without authorization. *See* Local Rule 83-1.3.1(a).

Both cases assert the same six causes of action relating to this infringing conduct, and call for the determination of substantially similar issues of law and fact. Local Rule 83-1.3.1(b).

Moreover, both cases assert the same ABS-CBN trademarks as having been infringed:

<u>Trademark</u>	<u>Registration Number</u>	<u>Registration Date</u>	<u>Class/Services</u>
ABS-CBN	2,334,131	March 28, 2000	IC 038 – television broadcasting services via satellite and cable
TFC	3,733,072	Jan. 5, 2010	IC 038 – Cable television broadcast IC 041 – television show production and programming



Local Rule 83-1.3.1 (d).

In addition, there are overlapping copyrighted works at issue in the two cases: *Be My Lady*, July 28, 2016, No. PA 1-995-707; *Doble Kara*, July 28, 2016, No. PA 1-995-722; *A Second Chance*, No. PA 1-9650375; *Bride for Rent*, No. PA 1-940-387; *Crazy Beautiful You*, No. PA 1-940-375; *It Takes a Man and a Woman*, No. PA 1-997-528; *Maybe This Time*, No. PA 1-940-383; *The Achy Breaky Hearts*, No. PA 1-997-529; *The Beauty and the Bestie*, No. PA 1-997-536; *The Breakup Playlist*, No. PA 1-997-537. Local Rule 83-1.3.1 (d).

It would thus require substantial duplication of labor for this case and the *Cinepinoy* Case to be heard by separate judges. Local Rule 83-1.3.1 (c).

Because the *Cinepinoy* Case was the first filed (October 24, 2016), ABS-CBN requests that this case be transferred as a related case to the judge presiding over the *Cinepinoy* Case.

Please note that ABS-CBN filed in (a) the *Cinepinoy* Case and in (b) *ABS-CBN Corporation v. JOHN DOES 1–10 inclusive d/b/a THE INDIVIDUALS, PARTNERSHIPS, OR BUSINESS ASSOCIATIONS IDENTIFIED AS FMOVIES.TO*, inclusive, Case No. 2:16-cv-08021-ODW-PLA (the “FMovies Case”) notices that those two case were related under Local Rule Rule 83-1.3.1. *See Cinepinoy* Case Dkt. No. 16 and FMovies Case Dkt. No. 13. The FMovies Case and this case (No. 2:16-cv-08031-PSG-JEM) are also related to one another for similar reasons (e.g., same Plaintiffs, same causes of action, overlapping trademarks and copyrights). But, because the *Cinepinoy* Case was the first filed (October 24, 2016),

1 ABS-CBN requests that this case as well as the FMovies Case be transferred as
2 related cases to the judge presiding over the Cinepinoy Case.

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4 Dated: November 9, 2016

5 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

6
7 By

/s/ Rebecca Edelson

REBECCA EDELSON

Attorneys for Plaintiffs

8 ABS-CBN CORPORATION, ABS-CBN
9 FILM PRODUCTIONS, INC. D/B/A STAR
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